

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK**

ROBERT SAMPSON,	:	
	:	
Plaintiff,	:	
	:	CIVIL ACTION NO.
v.	:	
	:	JURY TRIAL DEMANDED
STONY BROOK UNIVERSITY; and	:	
MAURIE MCINNIS, in her official capacity	:	
as President of Stony Brook University,	:	
	:	
Defendants.	:	

**MOTION FOR PRELIMINARY INJUNCTION**

Plaintiff Robert Sampson (“Sampson”) is a student in good standing and an individual with a disability who is 40 weeks away from earning his medical degree from Defendant Stony Brook University (“Stony Brook”). Even though Sampson has passed all his classes, Stony Brook will dismiss Sampson from medical school on or immediately after August 12, 2022, in violation of the Americans with Disabilities Act, 42 U.S.C. § 12101, *et seq.*, and section 504 of the Rehabilitation Act, 29 U.S.C. § 794, absent a preliminary injunction to maintain his current status.

WHEREFORE, to prevent irreparable harm and for the reasons stated in Sampson’s Memorandum in Support of this Motion, Sampson seeks a preliminary injunction enjoining and restraining Stony Brook from dismissing him from medical school and further ordering Stony Brook to provide the reasonable modification of permitting Sampson more than seven years to complete his medical degree.

Respectfully submitted,

s/Mary C. Vargas

Mary C. Vargas  
Michael Steven Stein  
STEIN & VARGAS LLP  
10 G Street NE, Suite 600  
Washington, DC 20002  
Tel: (240) 793-3185  
Fax: (888) 778-4620  
mary.vargas@steinvargas.com  
michael.stein@steinvargas.com

Attorneys for Plaintiff

### **CERTIFICATE OF SERVICE**

The undersigned file a true and correct copy of the foregoing via CM/ECF on the following counsel for Stony Brook University:

Letitia James  
Attorney General for the State of New York  
New York Attorney General's Office  
28 Liberty Street, 16<sup>th</sup> Floor  
New York, N.Y. 10005

Susan Blum, Senior Managing Counsel.  
SUNY Office of General Counsel  
Stony Brook University  
Administration Building, Room 328  
Stony Brook, New York 11794-1212

s/Mary C. Vargas

Mary C. Vargas